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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In Re Application of

Mark A. Kappel

Serial No: 10/064,146

Group Art Unit: 3729

Filed: 06/14/2002

Examiner: Phan, Thiem

For:

ELECTRICAL CONNECTOR EXTRACTION TOOL

Attorney Docket No:

126063 (GEMS 0163 PUS)

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being transmitted by facsimile to (703) 872-9306 (Centralized Facsimile Number).

n P.

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Date:

3/7/05

Kevin G. Mierzwa

For:

BRIEF ON APPEAL

Mail Stop Appeal Brief - Patents
Commissioner for Patents
Box 1460
Alexandria, VA 22313-1450

Sir:

The following Appeal Brief is submitted pursuant to the Notice of Appeal filed on February 28, 2005, for the above-identified application.

(10/064,146)

and also no sleeve is provided adjacent to a grip for slidably receiving a piston. Appellant therefore respectfully submits that no sleeve adjacent to the grip for slidably receiving the piston is illustrated by the Examiner.

A cross member is positioned adjacent to the sleeve and has a slot therein. The cross member has a post head. This limitation is similar to that of Claim 1 above and is not believed to be shown by the Examiner as described above.

A pin positioned within the channel and slidably received within the slot is also set forth in Claim 10. This is a similar limitation to that of Claim 1 and is believed to be not illustrated or taught or suggested as described above.

Appellant respectfully requests the Board to reverse the Examiner's rejections and pass the case forthwith. Appellant believes there are several reasons and several elements that have not been found by the Examiner. Appellant therefore respectfully requests the Board for a reversal of all the rejections.

VIII. Appendix

A copy of each of the claims involved in this appeal, namely Claims 1-13, are set forth and attached as Appendix A. Claims 14-17 that have been withdrawn from the case are set forth for completeness.

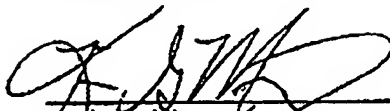
A copy of the sheet made up by the Examiner in the Advisory Action pointing out various parts of the *Omand* reference with wording from the claims of the present application is attached as Appendix B.

IX. Conclusion

For the foregoing reasons, Appellant respectfully requests that the Board direct the Examiner in charge of this examination to withdraw the rejections.

Please charge the fee of \$500.00 for filing the Brief in Support of an Appeal to Deposit Account 50-0476. Please credit any overpayment or charge any additional fees required in the filing of this appeal to deposit account 50-0476.

Respectfully submitted,



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